THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT APPEAL NO.791 of 2006

27th July 2006

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 30.06.2006 in W.P.NO.13041 OF 2006 on the file of the High Court.)

Between:

Sri Chowday Dhananjay Rao, S/o.Jagannadham Naidu, 45 years, Hindu, Deputy Executive Engineer (Under Suspension), A.P.State Housing Corporation Ltd., (Urban), Vizianagaram.

...APPELLANT

AND

The Managing Director, A.P.State Housing Corporation Ltd., 3-6-184, Urdu Galli, Himayatnagar, Hyderabad – 500 029.

...RESPONDENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT APPEAL NO.791 of 2006

JUDGMENT: (Per the Hon'ble Mr Justice B.Prakash Rao)

Heard Sri E.V.Bhagiratha Rao, the learned counsel appearing on behalf of the appellant and Sri K.Mohan Rami Reddy, the learned Standing Counsel appearing on behalf of the respondent.

At their request, the Writ Appeal itself is taken up for disposal at the stage of admission.

The appellant is the unsuccessful writ petitioner, who sought to assail the proceedings No.VIG-1/2259/VZM/2006 dated 14.06.2006 of the respondent by way of a Writ Petition under Article 226 of the Constitution of India. Though several contentions sought to be urged on merits, as rightly observed by the learned Single Judge, the fact remains that the impugned action is only suspension pending enquiry and the petitioner is at liberty to file proper explanation and the respondent shall consider the case of the petitioner for revocation of

suspension.

Having regard to the aforesaid reason, we are in entire agreement with the opinion of the learned Single Judge and we do not find any merits to interdict the proceedings at this juncture.

The Writ Appeal is accordingly dismissed with liberty to the appellant to file proper explanation and the respondent shall consider the same on merits and dispose of in accordance with law. As requested on behalf of the appellant, the respondent shall try to dispose of the disciplinary enquiry as expeditiously as possible. No costs.

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(B.PRAKASH RAO, J)

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(RAMESH RANGANATHAN, J)

27th July 2006
RRB